

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re : Chapter 13  
SHAWN C. McGUIRE :  
Debtor : Bankruptcy No. 13-16141  
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SHAWN C. McGUIRE :  
Plaintiff :  
v. :  
HSBC BANK USA, N.A. :  
Defendant : Adversary No. 14-0068

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ORDER  
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AND NOW, this 17th day of April 2014, upon motion of the plaintiff for default judgment against defendant HSBC Bank USA, National Association, As Trustee for the Holders of the Ace Securities Corp. Home Equity Loan Trust Asset Backed Pass-Through Certificate Series 2006-CW 1

And no response to the complaint having been filed,

And the plaintiff having certified that proper service was made upon this defendant and there being no answer in opposition to his motion for default judgment,

And the defendant filed a proof of claim, docketed as claim #8, asserting a second mortgage lien on the debtor's real property,

And the plaintiff averring that the defendant, although holding a second mortgage on the plaintiffs' realty located at 26 West Roland Road, Brookhaven,

Pennsylvania, holds a wholly unsecured claim pursuant to 11 U.S.C. § 506 and In re McDonald, 205 F.3d 606 (3d Cir. 2000),

And the defendant not having responded or contested this averment,

Accordingly, it is hereby ordered that judgment be entered by default in favor of the plaintiff and against the defendant. Defendant's second mortgage security interest in the real property located at 26 West Roland Road, Brookhaven, Pennsylvania, based upon a note dated March 15, 2006 in the amount of \$31,980.00, is avoided pursuant to 11 U.S.C. § 506(a), (d).



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BRUCE FOX  
United States Bankruptcy Judge

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